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TO: Commissioner for Patents

FROM: Karen K. Varley, Registration No. 45,751

RE: U. S. Patent Application No. 09/905,558; Attorney Docket No. 1016
Title: Auxin Responsive Promoter Sequences and Methods of Using the Same

DATE: April 12, 2004 FAX NUMBER: (703) 872-9307

NUMBER OF PAGE(S) FOLLOWING THIS SHEET: 5

COMMENTS:

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- Transmittal (1 pg.)/ 1 copy
- Response to Examiner's Amendment (3 pg.)/ 1 copy

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PTO/SB/97 (08-03)

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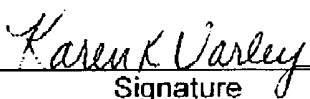
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/905,558	
	Filing Date	07/13/01	
	First Named Inventor	Carl W. Garnaat	
	Art Unit	1638	
	Examiner Name	Ibrahim, Medina	
Total Number of Pages in This Submission	16	Attorney Docket Number	1016

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Page Certificate of Fax Transmittal
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Karen K. Varley
Signature	<i>Karen K. Varley</i>
Date	April 12, 2004

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First Named Inventor : Carl W. Garnaat
Application Number : 09/905,558
Filing Date : 07/13/2001
Title : Auxin Responsive Promoter Sequences and
Methods of Using the Same

Group/Art Unit : 1638
Examiner : Ibrahim, Medina

Attorney Docket Number : 1016

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**RESPONSE UNDER 37 CFR 1.312 TO EXAMINER'S AMENDMENT ISSUED
MARCH 12, 2004**

Dear Madam:

The Applicants thank the Examiner for the Examiner's Amendment accompanying the Notice of Allowance dated March 12, 2004. This Response is being made solely to make non-substantive clarifications to the claims as set forth therein. The Applicants respectfully request that these minor changes to Claims 38 and 39, indicated by highlighting, be taken into consideration by the Examiner.